

JOINT DECLARATION FOR PATENT APPLICATION

As the below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names;

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled NOVEL MONO- AND DI-FLUORINATED BENZOTHIAPINE COMPOUNDS AS INHIBITORS OF APICAL SODIUM CO-DEPENDENT BILE ACID TRANSPORT (ASBT) AND TAUROCHOLATE UPTAKE, the specification of which

- ☐ is attached hereto.
☒ was filed on November 4, 2002 as Application Serial Number _____ and was amended on _____ (if applicable).
☐ was filed under the Patent Cooperation Treaty (PCT) and accorded International Application No. _____, filed _____, and amended on _____ (if any).

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We hereby acknowledge the duty to disclose information which is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56(a).

Prior Foreign Application(s)

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Country	Application No.	Date of Filing (day month year)	Date of Issue (day month year)	Priority Claimed Under 35 U.S.C. §119

Prior United States Provisional Application(s)

We hereby claim priority benefits under Title 35, United States Code, §119(e)(1) of any U.S. provisional application listed below:

U.S. Provisional Application No.	Date of Filing (day month year)	Priority Claimed Under 35 U.S.C. §119(e)(1)
60/330,892	2 November 2001	YES

Prior United States Application(s)

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Date of Filing (Day, Month, Year)	Status — Patented, Pending, Abandoned

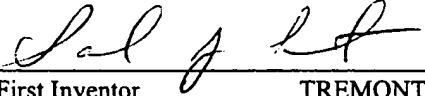
Banner & Witcoff Ref. No. 161765.00515
Client Ref. No. 3387/US**Power of Attorney**

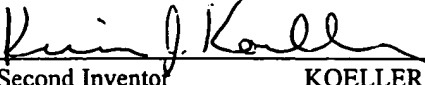
And we hereby appoint, both jointly and severally, as our attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith the following attorneys and agents, their registration numbers being listed after their names:

ALTHER, Robert F.	31,810	JACKSON, Thomas H.	29,808	RESIS, Robert H.	32,168
BANNER, Donald W.	17,037	KAGAN, Sarah A.	32,141	RIVARD, Paul M.	43,446
BANNER, Mark T.	29,888	KATZ, Robert S.	36,402	ROBINSON, Douglas W.	32,751
BANNER, Pamela I.	33,644	KLEIN, William J.	43,719	SCHAD, Steven P.	32,550
BECKER, Matthew P.	45,824	LINEK, Ernest V.	29,822	SHIFLEY, Charles W.	28,042
BECKETT, William W.	18,262	MALONE, Dale A.	32,155	SKERPON, Joseph M.	29,864
BERGHAMMER, Joseph J.	46,057	McDERMOTT, Peter D.	29,411	VAN ES, J. Pieter	37,746
BODNER, Jordan	42,338	McKEE, Christopher L.	32,384	WITCOFF, Sheldon W.	17,399
BUROW, Scott A.	42,373	McKIE, Edward F.	17,335	WOLFFE, Franklin D.	19,724
CALLAHAN, James V.	20,095	MEDLOCK, Nina L.	29,673	WOLFFE, Susan A.	33,568
CHANG, Steve S.	42,402	MEECE, Timothy C.	38,553	WRIGHT, Bradley C.	38,061
COHAN, Gregory J.	40,959	MEEKER, Frederic M.	35,282		
COOPERMAN, Marc S.	34,143	MILLER, Charles L.	43,805	BAUER, S. Christopher	42,305
CURTIN, Joseph P.	34,571	MITRIUS, Janice V.	43,808	BENNETT, Dennis A.	34,547
DeMOOR, Laura J.	39,654	NELSON, Jon O.	24,566	FORBES, James C.	39,457
EVANS, Thomas L.	35,805	NIEGOWSKI, James A.	28,331	KENNEDY, Robert M.	28,026
FEDORCHKO, Gary D.	35,509	PATEL, Binal J.	42,065	LUCKOW, Verne A.	45,950
FISHER, William J.	32,133	PATHAK, Ajay S.	38,266	MEYER, Scott J.	25,275
GLEMBOCKI, Christopher R.	38,800	PAYNE, Stephen S.	35,316	POLSTER, Philip B. II	43,864
HANLON, Brian E.	40,449	PETERSON, Thomas L.	30,969	POLSTER, Rachel A.	47,004
HEMMENDINGER, Lisa M.	42,653	PORTER, H. Wayne	42,084	WARNER, James M.	45,199
HONG, Patricia E.	34,373	POTENZA, Joseph M.	28,175	WILLIAMS, Scott A.	39,876
HOSCHEIT, Dale H.	19,090	PRATT, Thomas K.	37,210	SCHUH, Joseph R.	48,180
IWANICKI, John P.	34,628	RENK, Christopher J.	33,761		

Please address all correspondence and telephone communications to the address and telephone number for this Customer Number.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature  Date 12/10/02
Full Name of First Inventor TREMONT Family Name Samuel First Given Name J.
Residence St. Louis, Missouri Citizenship US
Post Office Address 729 Berquist Drive, St. Louis, MO 63011

Signature  Date 12/13/02
Full Name of Second Inventor KOELLER Family Name Kevin First Given Name J.
Residence Maryland Heights, Missouri Citizenship US
Post Office Address 11929 Glenridge Drive, Maryland Heights, MO 63043